

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Hironori Kakiuchi et al.  
Application No. : 10/717,831  
Filed : November 20, 2003  
For : OPTICAL RECORDING MEDIUM

Examiner : Martin J. Angebrannndt  
Art Unit : 1795  
Docket No. : 890050.449  
Date : September 12, 2008

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE

Commissioner for Patents:

In response to a Final Office Action dated March 13, 2008, Applicants filed a Notice of Appeal on June 11, 2008 and an Appeal Brief on August 11, 2008. Applicants understand that the Final Office Action was mailed on March 13, 2008 from the Patent Office, but was then returned to the Patent Office as undeliverable. Although Applicants did not receive the mailed copy of this original Final Office Action, Applicants did learn of it and printed the Final Office Action out using PAIR. It is believed that this did not impact Applicants' ability to file the Notice of Appeal and Appeal Brief.

Applicants subsequently received an identical copy of this Final Office Action dated September 3, 2008, which was apparently re-mailed because the first attempt to mail the original copy of the Final Office Action was unsuccessful.

Applicants do not believe that prosecution has been re-opened by this re-mailed Final Office Action, and wish to continue with the appeal process. If there are any remaining